

JAN 23 2007

SPIRTN.020A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Brandon J. Shuman)
App. No. : 10/061,755)
Filed : February 1, 2002)
For : PULMONARY NODULE)
ISOLATION AND REMOVAL)
DEVICE AND METHOD)
Examiner : Unknown)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this

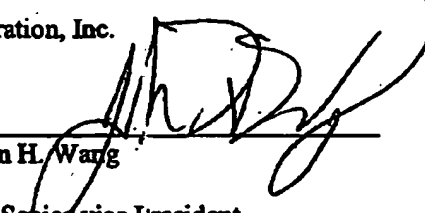
App. No. : 10/061,755
Filed : February 1, 2002

application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use Customer No. 20,995 for all communications.

Spiration, Inc.

Dated: 23 May 03

By: 
John H. Wang

Title: Senior vice President
Product Development
Operations and Quality Assurance

Address: 18109 N.E. 76th St.
Redmond, WA 98052

H:\DOCS\VPSPS-2435.DOC
051903

COPY
ASSIGNMENT OF U.S. AND FOREIGN RIGHTS IN INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One United States Dollar (\$1.00) or its equivalent, the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNOR Brandon James Shurnan residing or having a principal place of business at 407 18th Avenue, Kirkland, Washington 98033, and a citizen or juristic entity of United States of America

hereby sells, assigns, and transfers to

ASSIGNEE Spiration, Inc. residing or having a principal place of business at 18109 Northeast 76th Street, Redmond, Washington 98052, and a citizen or juristic entity of the state of Washington

and the successors, assigns, and legal representatives of the ASSIGNEE, the entire right, title, and interest in the United States and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled DEVICE AND METHOD OF ISOLATING DELETERIOUS BODY TISSUE LOCATED WITHIN HEALTHY BODY TISSUE and which is found in United States patent application filed herewith, and in and to all Letters Patent to be obtained from said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to Letters Patent from any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement, or encumbrance has been or will be made or entered into which would conflict with this assignment.

COPY
ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts, documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation, or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue, and enforce said application, said invention, and said Letters Patent and that said equivalents thereof which may be necessary or desirable to carry out the purpose thereof.

EXECUTED ON, and effective from, this 30 day of January, 2002 at

Spiration inc.

ASSIGNOR:

COPY

Brandon Shuman

Name

Brandon Shuman

Signature

Development Engineer

Title (if applicable)

I hereby declare that I was personally present and did see the ASSIGNOR, who is personally known to me to be the person named in the assignment, duly sign and execute the same on this 30 day of January, 2002 of his/her own free will for the purpose therein expressed at the following location: Spiration, Inc.

WITNESS:

John H. Wang

Name

Signature

Address of Witness

18109 N.E. 76th St. Redmond, WA 98052

COPY